



NOTICE OF ACTION TAKEN

DOCKET OST 95-550

This serves as interim notice to the public of the action described below, taken orally by the Department official indicated; the confirming order or other decision document will be issued as soon as possible.

Applicant: **Compania de Transporturi Aeriene Romane (TAROM)** Date Filed: October 3, 1997
and November 20, 1997

Relief requested: RENEW exemption from 49 U.S.C. 41301 to conduct scheduled foreign air transportation of persons, property and mail between Bucharest and Chicago via Timisoara, at a frequency of one roundtrip flight per week.

If renewal, date and citation of last action: Notice of Action taken October 20, 1997, granting the authority through December 19, 1997, and deferring action on the remainder of TAROM's request.¹

Applicant representative: Constance O'Keefe 202-822-9070

Responsive pleadings: United Air Lines, Inc. and Delta Air Lines, Inc., had filed answers prior to our October 20 action in this Docket, noting that the Government of Romania continued to refuse to permit them to conduct services to Romania with their third-country code-share partners, but stating that, in view of the then-upcoming bilateral negotiations between the United States and Romania, they had no objection to a 60-day renewal of this authority.

DISPOSITION

Action: **Deferred Portion Approved**

Action date: **December 5, 1997**

Effective dates of authority granted: **December 5, 1997 - December 5, 1998**

Basis for approval: The United States and Romania held bilateral negotiations December 4-5, 1997, in Bucharest. A new U.S.- Romania Agreement has been initialed which addresses the concerns expressed by the U.S. carriers in this proceeding. Moreover, the Memorandum of Consultations signed by the delegations notes their Governments' express intention that their aeronautical authorities permit air carrier operations consistent with the terms of the new Agreement. Under these circumstances, we find that granting the deferred portion of TAROM's application, for a one-year term, is consistent with the public interest.

Except to the extent exempted, this authority is subject to the terms, conditions, and limitations of TAROM's foreign air carrier permit (Order 85-2-72).

Action taken by: Paul L. Gretch, Director, Office of International Aviation, under assigned authority (14 CFR 385.) Petitions for review may be filed from now until 10 days after the service date of the confirming order/letter. Filing of a petition shall not stay the effectiveness of this action.

¹ In its November 20 filing, TAROM requests renewal of the authority we granted on October 3. However, in that October 3 action, we deferred action on the carrier's request to the extent not granted (*i.e.*, to conduct the operations beyond December 19, 1997). Thus, TAROM's November 20 filing was unnecessary, and we dismiss it here.